

SECTION 1. Section 74.08(a), Alcoholic Beverage Code, is amended to read as follows:

(a) In addition to the activities authorized by Section 74.01, the holder of a brewpub license who holds a wine and beer retailer's permit and *whose sale of beer, ale, or malt liquor consists only of beer, ale, or malt liquor* ~~[who sells alcoholic beverages]~~ manufactured ~~[only]~~ on the brewpub's premises may:

(1) sell malt liquor or ale produced under the license to those retailers or qualified persons to whom the holder of a general class B wholesaler's permit may sell malt liquor or ale under Section 20.01; and

(2) sell beer produced under the license to:

(A) those retailers to whom the holder of a general distributor's license may sell beer under Section 64.01; or

(B) qualified persons to whom the holder of a general distributor's license may sell beer for shipment and consumption outside the state under Section 64.01.

SECTION 2. This Act takes effect September 1, 2017.

Passed by the House on April 26, 2017: Yeas 146, Nays 1, 1 present, not voting; passed by the Senate on May 18, 2017: Yeas 28, Nays 2.

Approved May 26, 2017.

Effective September 1, 2017.

REGULATION OF FOR-PROFIT LEGAL SERVICE CONTRACT COMPANIES

CHAPTER 161

H.B. No. 2113

AN ACT

relating to the regulation of for-profit legal service contract companies.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 953.001(1), Occupations Code, is amended to read as follows:

(1) "Administrator" means the person responsible for the administration of a legal service contract. ~~[The term includes a person responsible for any filing required by this chapter.]~~

SECTION 2. Section 953.156, Occupations Code, is amended to read as follows:

Sec. 953.156. FORM OF LEGAL SERVICE CONTRACT AND REQUIRED DISCLOSURES. ~~[(a) A legal service contract must be filed with the executive director before it is marketed, sold, offered for sale, administered, or issued in this state. Any subsequent endorsement or attachment to the contract must also be filed with the executive director before the endorsement or attachment is delivered to legal service contract holders.~~

~~[(b)]~~ A legal service contract marketed, sold, offered for sale, administered, or issued in this state must:

- (1) be written, printed, or typed in clear, understandable language that is easy to read;
- (2) include the name and full address of the company;
- (3) include the purchase price of the contract and the terms under which the contract is sold;
- (4) include the terms and restrictions governing cancellation of the contract by the company or the legal service contract holder;
- (5) identify:

- (A) any administrator, if the administrator is not the company;
- (B) the sales representative; and
- (C) the name of the legal service contract holder;
- (6) include the amount of any deductible or copayment;
- (7) specify the legal services and other benefits to be provided under the contract, and any limitation, exception, or exclusion;
- (8) specify the legal services, if any, for which the company will provide reimbursement and the amount of that reimbursement;
- (9) specify any restriction governing the transferability of the contract or the assignment of benefits;
- (10) include the duties of the legal service contract holder;
- (11) ~~[include the contact information for the department, including the department's toll-free number and electronic mail address, as well as a statement that the department regulates the company and the company's sales representatives;~~
- ~~[(12)]~~ explain the method to be used in resolving the legal service contract holder's complaints and grievances;
- (12) ~~[(13)]~~ explain how legal services may be obtained under the legal service contract;
- (13) ~~[(14)]~~ include a provision stating that no change in the contract is valid until the change has been approved by an executive officer of the company and unless the approval is endorsed or attached to the contract;
- (14) ~~[(15)]~~ include any eligibility and effective date requirements, including a definition of eligible dependents and the effective date of their coverage;
- (15) ~~[(16)]~~ include the conditions under which coverage will terminate;
- (16) ~~[(17)]~~ explain any subrogation arrangements;
- (17) ~~[(18)]~~ contain a payment provision that provides for a grace period of at least 31 days; *and*
- (18) ~~[(19)]~~ include conditions under which contract rates may be modified; ~~and~~
- ~~[(20)] include any other items required by the executive director as determined by rule].~~

SECTION 3. Section 953.162, Occupations Code, is amended to read as follows:

Sec. 953.162. APPOINTMENT AND RESPONSIBILITIES OF ADMINISTRATOR.

~~[(a)]~~ A company may appoint an administrator or designate a person to be responsible for:

- (1) all or any part of the administration or sale of legal service contracts; and
- (2) compliance with this chapter.

~~[(b) The executive director may adopt rules regarding the registration of an administrator with the department.]~~

SECTION 4. Chapter 953, Occupations Code, is amended by adding Subchapter F to read as follows:

SUBCHAPTER F. ENFORCEMENT

Sec. 953.251. *DECEPTIVE TRADE PRACTICE.* A violation of this chapter is a deceptive trade practice actionable under Subchapter E, Chapter 17, Business & Commerce Code.

SECTION 5. The following provisions of the Occupations Code are repealed:

- (1) Sections 953.001(4), (5), and (6);
- (2) Sections 953.004, 953.005, and 953.155; and

(3) Subchapters B, C, and E, Chapter 953.

SECTION 6. (a) On the effective date of this Act, a registration issued under former Subchapter B, Chapter 953, Occupations Code, expires.

(b) On the effective date of this Act, a pending proceeding under Chapter 953, Occupations Code, including a complaint investigation, disciplinary action, or administrative penalty proceeding, relating to a registration issued under former Subchapter B, Chapter 953, Occupations Code, or relating to another former provision of Chapter 953, Occupations Code, that is repealed by this Act, is dismissed.

SECTION 7. This Act takes effect September 1, 2019.

Passed by the House on April 26, 2017: Yeas 145, Nays 1, 2 present, not voting; passed by the Senate on May 12, 2017: Yeas 31, Nays 0.

Approved May 26, 2017.

Effective September 1, 2019.

DEADLINE FOR VOLUNTEER DEPUTY REGISTRARS TO SUBMIT VOTER REGISTRATION APPLICATIONS

CHAPTER 162

H.B. No. 2324

AN ACT

relating to the deadline for volunteer deputy registrars to submit voter registration applications.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 13.042(c), Election Code, is amended to read as follows:

(c) An application submitted after the 34th day *before the date of an election and on or before the last day for a person to timely submit a registration application for that election as provided by Section 13.143* ~~before the 29th day before the date of an election in which any qualified voter of the county is eligible to vote~~ shall be delivered not later than 5 p.m. of the next regular business day after the date to *timely submit a registration application for that election as provided by Section 13.143* ~~29th day before election day~~.

SECTION 2. This Act takes effect September 1, 2017.

Passed by the House on May 9, 2017: Yeas 145, Nays 0, 2 present, not voting; passed by the Senate on May 18, 2017: Yeas 31, Nays 0.

Approved May 26, 2017.

Effective September 1, 2017.

A REQUIREMENT THAT A HOSPITAL ALLOW A PATIENT TO DESIGNATE A CAREGIVER TO RECEIVE AFTERCARE INSTRUCTION REGARDING THE PATIENT

CHAPTER 163

H.B. No. 2425

AN ACT

relating to a requirement that a hospital allow a patient to designate a caregiver to receive aftercare instruction regarding the patient.

Be it enacted by the Legislature of the State of Texas: